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9 5 Attorneys for Defendants

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11 SERVICE CORPORATION INTERNATIONAL,  
12 SCI FUNERAL AND CEMETERY PURCHASING  
13 COOPERATIVE, INC., SCI EASTERN MARKET  
14 SUPPORT CENTER, L.P. SCI WESTERN MARKET  
15 SUPPORT CENTER, L.P., SCI HOUSTON MARKET  
16 SUPPORT CENTER, L.P., JANE D. JONES,  
17 GWEN PETTEWAY, THOMAS RYAN, CURTIS BRIGGS,  
18 ALDERWOODS GROUP, INC., and PAUL HOUSTON

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22 UNITED STATES DISTRICT COURT

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24 NORTHERN DISTRICT OF CALIFORNIA

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CLAUDE BRYANT, et al., on behalf of ) **CASE NO. 3:08-CV-01190 SI**  
themselves and all other employees and former ) **CASE NO. 3:08-CV-01184 SI**  
employees similarly situated, )

) **STIPULATION TO FILE DOCUMENT  
UNDER SEAL; [PROPOSED] ORDER**

Plaintiffs,

vs.

SERVICE CORPORATION  
INTERNATIONAL et al.

Defendants.

WILLIAM HELM, DEBORAH PRISE,  
HEATHER P. RADY, et al., on behalf of )  
themselves and all other employees and former )  
employees similarly situated, )

Plaintiffs,

vs.

STIPULATION TO FILE DOCUMENT UNDER SEAL; [PROPOSED] ORDER  
Case No.: 3:08-CV-01190 SI;  
Case No.: 3:08-CV-01184 SI

1 ALDERWOODS GROUP, INC., PAUL A. )  
2 HOUSTON, SERVICE CORPORATION )  
3 INTERNATIONAL, SCI FUNERAL AND )  
4 CEMETERY PURCHASING )  
5 COOPERATIVE, INC., SCI EASTERN )  
6 MARKET SUPPORT CENTER, L.P., SCI )  
7 WESTERN MARKET SUPPORT CENTER, )  
8 L.P., a/k/a SCI WESTERN MARKET )  
9 SUPPORT CENTER, INC., and SCI )  
10 HOUSTON MARKET SUPPORT CENTER, )  
11 L.P. )  
12 )  
13 Defendants. )  
14 )  
15 )

#### 10 STIPULATION

11 Previously, Plaintiffs and Defendants agreed to, and the Court entered, a Stipulated Protective Order  
12 Pursuant to Fed. R. Civ. P. 26(C). (*Bryant* Docket No. 112; *Helm* Docket No. 124). That Protective Order, *inter*  
13 *alia*, set out a procedure permitting parties to designate certain discovery materials "CONFIDENTIAL." In  
14 response to discovery demands in this case, Defendants have designated certain documents "CONFIDENTIAL"  
15 pursuant to the Protective Order, and Plaintiffs have not currently challenged some of those designations.

16 Pursuant to Civil Local Rules 79-5 and 7-12, Plaintiffs and Defendants in these matters, through their  
17 undersigned counsel, hereby stipulate that in submitting Defendants' Reply in support of their pending motions to  
18 dismiss, Defendants may file under seal pursuant to the Protective Order the following documents, each of which  
19 has been designated "CONFIDENTIAL":

- 20 1. Defendants Service Corporation International, SCI Eastern Market Support Center, L.P., SCI  
21 Houston Market Support Center, L.P., Jane D. Jones, Gwen Petteway, Thomas Ryan and Curtis  
22 Briggs Reply in Support of Their Motion to Dismiss Complaint Pursuant to FRCP 12(B)(2) and  
23 FRCP 12(B)(6), which describes and quotes from materials Defendants have designated as  
24 "CONFIDENTIAL"
- 25 2. Defendants' Evidentiary Objections and Motion to Strike Portions of Plaintiffs' Consolidated  
26 Declaration of Sarah Cressman in Opposition to Defendants' Motions to Dismiss, for Partial  
27 Judgment on the Pleadings, and to Strike and Require a More Definite Statement and Motions for

28 STIPULATION TO FILE DOCUMENT UNDER SEAL; [PROPOSED] ORDER  
Case No.: 3:08-CV-01190 SI; 2  
Case No.: 3:08-CV-01184 SI

1 Stay and Award of Attorney Fees and Costs Pursuant to FRCP 41(d), which describes and quotes  
2 from materials Defendants have designated as "CONFIDENTIAL"

3 **AGREED TO:**

4 /s/Annette Gifford

5 Annette Gifford  
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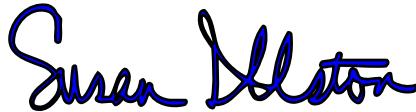
Attorneys for Defendants

11 **ORDER**

12 Pursuant to the Stipulation of counsel and good cause appearing, the Court hereby orders that, in submitting  
13 Defendants' Reply in support of their pending motions to dismiss, Defendants may file under seal pursuant to the  
14 Protective Order the following documents, each of which has been designated "CONFIDENTIAL" by Defendants:

1. Defendants Service Corporation International, SCI Eastern Market Support Center, L.P., SCI  
2. Houston Market Support Center, L.P., Jane D. Jones, Gwen Petteway, Thomas Ryan and Curtis  
3. Briggs Reply in Support of Their Motion to Dismiss Complaint Pursuant to FRCP 12(B)(2) and  
4. FRCP 12(B)(6), which describes and quotes from materials Defendants have designated as  
5. "CONFIDENTIAL"
6. Defendants' Evidentiary Objections and Motion to Strike Portions of Plaintiffs' Consolidated  
7. Declaration of Sarah Cressman in Opposition to Defendants' Motions to Dismiss, for Partial  
8. Judgment on the Pleadings, and to Strike and Require a More Definite Statement and Motions for  
9. Stay and Award of Attorney Fees and Costs Pursuant to FRCP 41(d), which describes and quotes  
10. from materials Defendants have designated as "CONFIDENTIAL"

11 IT IS SO ORDERED:



12 Honorable Susan Illston  
13 United States District Court

14 STIPULATION TO FILE DOCUMENT UNDER SEAL; [PROPOSED] ORDER  
15 Case No.: 3:08-CV-01190 SI;  
16 Case No.: 3:08-CV-01184 SI